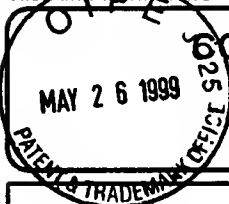


GP-3737 \$  
3/10 8/11

PTO/SB/29 (8/98)  
Approved for use through 09/30/2000. OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit in original, and a duplicate for fee processing.  
(Only for Continuation or Divisional applications under 37 C.F.R. § 1.53(d))

CHECK BOX, if applicable:

☐ DUPLICATE

Address to:

Assistant Commissioner for Patents  
Box CPA  
Washington, DC 20231

Attorney Docket No.  
of Prior Application

First Named Inventor

Dal Santo

Examiner Name

Manuel, G.

Group / Art Unit

3737

Express Mail Label No.

EJ542466525US

This is a request for a ☒ continuation or ☐ divisional application under 37 C.F.R. § 1.53(d),  
(continued prosecution application (CPA)) of prior application number 09 / 208,884,  
filed on 12/10/98, entitled HAND-HELD PUPILOMETER

## NOTES

**FILING QUALIFICATIONS:** The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 C.F.R. § 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 U.S.C. § 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. § 1.53(d), but must be filed under 37 C.F.R. § 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. § 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. § 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request. 37 C.F.R. § 1.78(e).

RECEIVED  
JUN 28 1999

- ☐ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 C.F.R. § 1.116 in the prior nonprovisional application.
- ☒ A preliminary amendment is enclosed.
- This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53 (d)(4).
  - ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:  
.....
  - ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
- ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
- Information Disclosure Statement (IDS) is enclosed:
  - ☒ PTO-~~1440~~ SB-08A
  - ☒ Copies of IDS Citations

06/01/1999 DUONG 00000020 09208884

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380.00 DP

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box CPA, Washington, DC 20231.

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS 13 (37 C.F.R. § 1.16(c) or (j))		-20* =	0	x \$ 18 =	\$ 0
INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b) or (i)) 3		-3** =	0	x \$ 78 =	0
MULTIPLE DEPENDENT CLAIMS (If applicable) (37 C.F.R. § 1.16(d))				+ \$ _____ =	
				BASIC FEE (37 C.F.R. § 1.16)	760
				Total of above Calculations =	760
Reduction by 50% for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27 & 1.28).					380
* Reissue claims in excess of 20 and over original patent. ** Reissue independent claims over original patent.				TOTAL =	380

## 6. Small entity status:

- a. ☐ A small entity statement is enclosed, if (b) and (c) do not apply.  
b. ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.  
c. ☐ Is no longer claimed.

## 7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. \_\_\_\_\_:

- a. ☐ Fees required under 37 C.F.R. § 1.16.  
b. ☐ Fees required under 37 C.F.R. § 1.17.  
c. ☐ Fees required under 37 C.F.R. § 1.18.

8. ☒ A check in the amount of \$ 380.00 \* is enclosed. (\*Check # 1012)9. ☐ New Attorney Docket Number, if desired \_\_\_\_\_

(Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein.)

10 a. ☐ Receipt For Facsimile Transmitted CPA (PTO/SB/29A)b. ☒ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)11. ☒ Other: Attorney's Transmittal Letter**NOTE:**

The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

## 12. NEW CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Labelor ☐ New correspondence address below

(Insert Customer No. or Attach bar code label here)

Name

Address

City

State

Zip Code

Country

Telephone

Fax

## 13. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)

Keith Frantz

Signature

Keith Frantz

Registration No. (Attorney/Agent)

37828

Date

5-26-99



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	)	
Inventor: Dal Santo, J.	)	
Title: HAND-HELD PUPILOMETER	)	
Serial No. 09/208,884	)	Examiner Manuel, G.
Filing Date: 12/10/98	)	Group Art Unit 3737

PRELIMINARY AMENDMENT ACCOMPANYING CPA REQUEST TRANSMITTAL

Box CPA  
Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

Please enter the following preliminary amendment to the application:

**In the specification:**

- ✓ (a) on page 4, line 22; and on page 18, line 8: delete the word "Provisional"
- (b) on page 4, line 23; and on page 18, line 9: change the patent application number for Anderson from "60/085,543" to "09/312,094"

Please add claims 12 and 13 as follows (beginning on the next page):



S/N 09/208,884  
Notice of Allowance: 02/26/99  
Issue Batch No. P60

Date: May 26, 1999

**Box CPA**  
**Assistant Commissioner of Patents**  
**Washington, DC 20231**

Transmitted herewith is a CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (and duplicate copy) for the patent application of  
Inventor(s): Dal Santo  
For: HAND-HELD PUPILOMETER  
S/N 09/208,884  
filed: 12/10/98

Also enclosed are:

- (X) Preliminary Amendment
- (X) Information Disclosure Statement
- (X) Return postcard
- (X) Filing fee of \$ 380.00 (Check # 1012) as calculated on the CPA Request Transmittal Form

Respectfully Submitted,

Keith Frantz, Reg. No. 37828

**Certificate of Express Mailing**

Express Mail Mailing Label Number: **EJ542466525US**  
Date of Deposit: 05/26/99

I hereby certify that this correspondence and the enclosed documents are being deposited with the United States Postal Service, "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to "Box CPA, Assistant Commissioner of Patents, Washington, DC 20231."

5-26-99

Keith Frantz, Reg. No. 37828  
Suite 200  
401 West State Street  
Rockford, Illinois 61101  
(815) 987-9820